

## IN THE UNITED STATES OF AMERICA

#### PATENT AND TRADEMARK OFFICE

FILING DATE:

07/15/03

APPLICANT:

Prevost, et al.

**EXAMINER:** 

Marx, Irene

**ART UNIT:** 

1651

SERIAL NO.:

10/619,833

ATTY. REF.NO.:

8482.014

TTILE:

Substantially Fat Free Products from Whole Stillage Resulting from the

Production of Ethanol from Oil-Bearing Agriculture Products

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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- Response to the July 3, 2006 Office Action (7 pages);
  - Transmittal Form (1 page)
- Certificate of Mailing (1 page); and
- Stamped, Return Postcard

August 31, 2006

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Ashley Anderson

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FORM				First Named Inventor P			Prevost, et al.				
				Art Unit 1651			**************************************				
(to be used for all correspondence after initial filing)				Exan	Examiner Name Marx, Irene						
Total Number of Pages in This Submission 10				Attori	Attorney Docket Number 8482.014						
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Affidavits/declaration(s)				Change of Correspondence Addre						Letter Enclosure(s) (please Identify	
Extension of Time Request				Terminal Disclaimer				below):  Response to July 3, 2006 Office Action			
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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**ATTY REF. NO. 8482.014** 

TITLE: Substantially Fat Free Products from Whole Stillage Resulting from the

Production of Ethanol from Oil-Bearing Agriculture Products.

Response to July 3, 2006 Office Action

The Honorable Commissioner of Patents and Trademarks P.O. Box 1450 Alexandria, VA 22313-1450

This paper is in response to the Examiner's Action mailed July 3, 2006 requiring that a response be mailed to the Office before the shortened statutory period for response to the action that is set to expire on October 3, 2006. This response is believed to be timely filed, and no fees are known or believed to be due. However, in the event that this response is untimely or any fees are due, then the applicant respectfully requests the necessary extension and the Commissioner is hereby authorized and requested to charge deposit account 18-2210 any fees due in connection with this response.

### **REMARKS**

Claims 1-7 and 29 are in the case. Claims 1-7 and claim 29 have been considered by the Examiner on the merits and rejected. The Examiner's rejection is respectfully traversed, and reconsideration of the same is requested.

Claim Rejections – 35 USC § 103 (a) Obviousness